

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0481

WASHBURN v. DAVIS

Appellate Case Information

Case Filed: 22-Jul-2015
Case Closed: 12-Jan-2017

Decision

Dept/Composition

Department E

Hon. Kent E Cattani
Hon. Lawrence F Winthrop
Hon. Samuel A Thumma

Side 1. SHIRLEY WASHBURN, a widow; DOUG FRANZ, a married man dealing with his sole and separate property, Plaintiff/Appellee

(Litigant Group) SHIRLEY WASHBURN et al.

- Shirley Washburn
- Doug Franz

Attorneys for: Plaintiffs/Appellees

Thomas E Koniuszy, Esq. (AZ Bar No. 15474)
Stephen W Follett, Esq. (AZ Bar No. 24691)

Side 2. WAYNE M. DAVIS, a married man dealing with his sole and separate property; AMANDA L. DAVIS, his wife, Defendant/Appellant

(Litigant Group) WAYNE M DAVIS/AMANDA DAVIS

- Wayne M Davis PRO SE
- Amanda L Davis PRO SE

CASE STATUS

Jan 12, 2017....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2013-011133	Fraud; Quiet Title; Conversion/Replevin; Rent		James T Blomo, Authoring Judge of Order		

2 OPEN DUE DATES

Supplemental Applic for Waiver/Deferral of Fees

Due By: Monday, January 23, 2017

Re: FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280.00 or Supplemental Application for waiver or further deferral due by Wayne M Davis, Appellant on/before 01/23/2017.

Supplemental Applic for Waiver/Deferral of Fees

Due By: Monday, January 23, 2017

Re: FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280.00 or Supplemental Application for waiver or further deferral due by Amanda L Davis, Appellant on/before 01/23/2017.

2 CASE DECISIONS

04-Oct-2016 MEMORANDUM DECISION

Withdrawn
(withdrawn per order filed 12/06/2016)

Filed: 04-Oct-2016 Mandate:

Samuel Thumma.....Author
Kent Cattani.....Concur
Lawrence Winthrop.....Concur

Decision Disposition

Affirmed

06-Dec-2016 MEMORANDUM DECISION

Samuel Thumma.....Author
Kent Cattani.....Concur
Lawrence Winthrop.....Concur

Filed: 06-Dec-2016 Mandate: 12-Jan-2017

Decision Disposition

Affirmed

35 PROCEEDING ENTRIES

- 22-Jul-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 06/09/15
- 22-Jul-2015 FILED: e-Record on Appeal: Instruments/Minute Entries

Court of Appeals, Division One**Civil Appeal****1 CA-CV 15-0481****WASHBURN v. DAVIS****35 PROCEEDING ENTRIES**

3.	29-Jul-2015	FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4.	7-Aug-2015	FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Amanda Davis, Pro Per)
5.	7-Aug-2015	FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Wayne Davis, Pro Per)
6.	10-Aug-2015	ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Wayne Davis, Pro Per) = DEFERRAL GRANTED Ruth Willingham - Author
7.	10-Aug-2015	ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Amanda Davis, Pro Per) = DEFERRAL GRANTED. Ruth Willingham - Author
8.	17-Aug-2015	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
9.	18-Aug-2015	FILED: Case Management Statement (Appellant, Wayne, Pro Per)
10.	18-Aug-2015	FILED: Case Management Statement (Appellant, Amanda, Pro Per)
11.	26-Aug-2015	FILED: Letter, 8/26/15, to COA from Appellees' counsel re: submission of filing fee
12.	31-Aug-2015	RECEIPT No.: 2015-01210 ; \$140.00, Authorization: #43008899327, Applied to: SHIRLEY WASHBURN et al. - Class B Filing Fee (\$140.00) Paid for: Quindry Koniuszy Follett & Styskal LLP - By Integrated resource Systems
13.	11-Sep-2015	FILED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per)
14.	15-Sep-2015	ORDERED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 09-28-2015 to Wednesday, 10-28-2015. Barbara Vidal Vaught ProTem Judge - Author
15.	28-Oct-2015	FILED: Opening Brief of Appellants (Appellants Pro Per)
16.	3-Dec-2015	FILED: Notice of Appearance Co-Counsel; Certificate of Service (Appellee)
17.	3-Dec-2015	FILED: Response Brief of the Appellee; Certificate of Compliance; Proof of Service; Appendix to Response Brief of the Appellee
18.	15-Dec-2015	FILED: Motion for Extension of Time to Reply to Response Brief (Appellant Pro Per)
19.	18-Dec-2015	ORDERED: Motion for Extension of Time to Reply to Response Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 12-28-2015 to Tuesday, 01-05-2016. Melina Brill ProTem Judge - Author
20.	5-Jan-2016	FILED: Reply Brief of Appellants (Appellants Pro Per)
21.	3-Feb-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
22.	9-Feb-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
23.	7-Jul-2016	CLNDR: CONFERENCE, Department E, 9-14-16, COURTROOM 2.
24.	4-Oct-2016	MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Kent E Cattani Judge - Concur; Hon Lawrence F Winthrop - Concur (withdrawn per order filed 12/06/2016)
25.	4-Oct-2016	FILED: Memorandum Decision Distribution List
26.	18-Oct-2016	FILED: Motion for Reconsideration (Appellant Pro Per)
27.	20-Oct-2016	ORDERED: directing Appellees to file a response to motion (motion for reconsideration) on/before 11/04/2016 and any reply thereto shall be filed pursuant to Arizona Rule of Civil Appellate Procedure 6 (a) (2). Hon Samuel A Thumma - Author
28.	4-Nov-2016	FILED: Response to Motion for Reconsideration; Proof of Permission; Proof of Service (Appellee)
29.	14-Nov-2016	FILED: Appellants Reply to Appellees Response to Motion to Reconsider (Appellant Pro Per)

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35 PROCEEDING ENTRIES

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| 30. | 6-Dec-2016 | ORDERED: granting Appellants' Motion to Reconsider to the extent it seeks relief reflected in the Memorandum Decision issued today and denying Appellant's Motion to Reconsider to the extent it seeks any additional relief. FURTHER ORDERED: withdrawing the previous Memorandum Decision issued 10/04/2016 and replacing it with the Memorandum Decision issued today. Hon Samuel A Thumma - Author |
| 31. | 6-Dec-2016 | MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur |
| 32. | 6-Dec-2016 | FILED: Memorandum Decision Distribution List |
| 33. | 12-Jan-2017 | FILED: Mandate, No record returned to superior court. |
| 34. | 12-Jan-2017 | FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280.00 or Supplemental Application for waiver or further deferral due by Wayne M Davis, Appellant on/before 01/23/2017. |
| 35. | 12-Jan-2017 | FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280.00 or Supplemental Application for waiver or further deferral due by Amanda L Davis, Appellant on/before 01/23/2017. |